

CHAPTER 81.

OF THE CARE AND PROPAGATION OF FISH.

S. F. 78.

AN ACT to repeal section twenty five hundred forty eight (2548) supplemental supplement to the code, 1916, pertaining to fish ways and for enacting a substitute therefor.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Fish ways. That section twenty five hundred forty
2 eight (2548) of the supplemental supplement to the code, 1916, per-
3 taining to fish ways be hereby repealed and the following enacted in
4 lieu thereof:

5 "No dam or obstruction across any river, stream or other waters
6 in this state shall be erected or maintained which is not provided with
7 a fish way constructed in accordance with plans and specifications
8 prepared and furnished by the fish and game warden for such dam,
9 nor shall any pumping station or plant in or connected with such
10 river, stream or other waters be constructed or operated which is not
11 provided with screens to prevent fish from entering such pumping sta-
12 tion or plant, such screens to be constructed and used according to
13 plans and specifications prepared and furnished by the fish and game
14 warden. Any dam, obstruction or pumping plant which is not so con-
15 structed is a public nuisance, and may be abated accordingly. A vio-
16 lation of this section is a misdemeanor, and, in addition to the remedy
17 in this section provided, the offender may be punished by fine of not
18 less than fifty dollars nor more than one hundred dollars or imprison-
19 ment in the county jail not less than fifteen days nor more than thirty
20 days. This law shall not apply to sand pumps or dredging machines."

1 SEC. 2. Publication clause. This act being deemed of immediate
2 importance shall take effect and be in full force from and after its
3 passage and publication in the Des Moines Capital and the Des Moines
4 Register, newspapers published in Des Moines, Iowa.

Approved March 28, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Capital and in the Des Moines Register April 2, 1917.

W. S. ALLEN, *Secretary of State.*

CHAPTER 82.

OF THE CONSTRUCTION AND OPERATION OF RAILWAYS.

S. F. 372.

AN ACT repealing section twenty hundred forty-four (2044) of the code, and enacting a substitute therefor, authorizing the issuance of preferred stock by railway corporations:

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Repeal. That section twenty hundred forty-four
2 (2044) of the code, be, and the same is hereby repealed, and the
3 following enacted in lieu thereof:

1 SEC. 2. Preferred stock. That any railway corporation may in-
2 crease its capital stock by the issuance of preferred stock in one or
3 more classes entitled to such rate or rates of preferred dividends not
4 exceeding eight per centum per annum, and to such other preferences
5 including accumulation thereon for future payment of any dividends
6 not earned or paid in any fiscal or corporate year, and with such other
7 privileges and rights as may be authorized by the stockholders pur-
8 suant hereto, and may issue the same either in exchange for property
9 upon compliance with the provisions of section sixteen hundred forty-
10 one-b (1641-b) supplement to the code, 1913, or for sale for cash at
11 par or for the retirement of its indebtedness at the rate of par for
12 par; *provided, however*, that no such stock increase shall be made
13 and no such preferred stock shall be issued, unless authorized by the
14 vote of not less than seventy-five per centum of the total amount of
15 the capital stock of such corporation at the time outstanding, ex-
16 pressed at a meeting called for the purpose, upon not less than thirty
17 days' notice inserted in a newspaper published in the city or town
18 wherein such corporation may have its principal place of business in
19 this state, and mailed to each stockholder of record at his address
20 appearing upon the stockbooks of such corporation, provided that the
21 plan and purpose for the issuance of any preferred stock under the
22 provisions of this act, shall first be submitted to and receive the ap-
23 proval of the board of railroad commissioners.

1 SEC. 3. Publication clause. This act, being deemed of immediate
2 importance, shall take effect and be in force from and after its pub-
3 lication in the Des Moines Capital and in the Des Moines Register,
4 newspapers published in Des Moines, Iowa, without expense to the
5 state.

Approved March 30, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Capital and
the Des Moines Register March 31, 1917.

W. S. ALLEN, *Secretary of State.*

CHAPTER 83.

TOWN OF ALTON.

S. F. 98.

AN ACT to legalize ordinance number forty-three (43) of the ordinances of the incor-
porated town of Alton, Sioux County, Iowa, authorizing the establishment and main-
tenance of an electric lighting system, including poles, lines, mains, etc., in the
town of Alton, Iowa, and granting to John Boer, his associates, successors, and as-
signs, the right to establish such plant, and to erect and maintain poles, lines, mains,
etc., as a part thereof, and defining the rights and privileges of said grantees upon
the public streets and alleys of said town, and the condition upon which said rights
and privileges are granted.

That, WHEREAS a special election held in the incorporated town of Alton,
Sioux county, Iowa, on December 5, 1910, was duly called by the council
of said town for the purpose of submitting to the electors of said town
the proposition of granting a franchise to John Boer, his associates, suc-